

Rec'd PET/PTO 11 OCT 2005

Patent
KUR1.PAU.07 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:
PAUL A. KURTH

SERIAL NO. : 10/526,288

FILED: MARCH 1, 2005

FOR: A TOOL FOR PLACEMENT OF
DUAL ANGIOPLASTY WIRES
IN THE CORONARY SINUS
VASCULATURE AND
METHOD OF USING THE
SAME

Examiner: Unassigned

Group Art Unit: Unassigned

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With reference to the communication that we received from your office dated August 5, 2005, "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)", please note that for the Attorney Docket No., you referenced KUR1.PAU.04 US. The correct Attorney Docket No. is KUR1.PAU.07 US. We ask that you please change your records accordingly.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 6, 2005 by Jo Ann Breen.

Signature

October 6, 2005

Respectfully submitted,

Daniel L. Dawes

Registration No. 27,123

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19900 MacArthur Blvd., Suite 1150

Irvine, California 92612

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PCT

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
KUR1.PAU.07 US

In Re Application Of: **Paul A. Kurth**

OCT 11 2005

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/526,288	March 1, 2005	Unassigned	23386	Unassigned	6276

Invention: **A TOOL FOR PLACEMENT OF DUAL ANGIOPLASTY WIRES IN THE CORONARY SINUS
VASCULATURE AND METHOD OF USING THE SAME**

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
August 25, 2005
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ _____ verified small entity declaration(s)
 - ☐ is/are attached.
 - ☐ was/were filed on _____
- ☐ A separate request for refund.
- ☒ Other (list):

Letter; Postcard

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
KUR1.PAU.07 US

In Re Application Of:

Paul A. Kurth

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/526,288	March 1, 2005	Unassigned	23386	Unassigned	6276

Invention: **A TOOL FOR PLACEMENT OF DUAL ANGIOPLASTY WIRES IN THE CORONARY SINUS
VASCULATURE AND METHOD OF USING THE SAME**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

<input type="checkbox"/> Utility application basic fee	_____
<input type="checkbox"/> Design application basic fee	_____
<input type="checkbox"/> Search Fee	\$0.00
<input type="checkbox"/> Examination Fee	\$0.00
<input type="checkbox"/> Total number of independent claims = _____	_____
<input type="checkbox"/> Total number of claims = _____	_____
<input type="checkbox"/> Multiple dependent claims	_____
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	\$65.00
<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor	_____
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification	_____
<input type="checkbox"/> Fee for processing and retention of application	_____
Total completion of application fees	\$65.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____ until: _____
Date Date

10/17/2005 GFREY1 00000153 10526288

01 FC:2617

65.00 OP

Total time extension fees _____

Total fees due **\$65.00**

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
KUR1.PAU.07 US

In Re Application Of: **Paul A. Kurth**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/526,288	March 1, 2005	Unassigned	23386	Unassigned	6276

Invention: **A TOOL FOR PLACEMENT OF DUAL ANGIOPLASTY WIRES IN THE CORONARY SINUS
VASCULATURE AND METHOD OF USING THE SAME**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of \$65.00 is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 01-1960
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 01-1960
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

**Daniel L. Dawes, Reg. No. 27,123
Myers Dawes Andras & Sherman LLP
19900 MacArthur Boulevard, Suite 1150
Irvine, California 92612**

Dated: **October 6, 2005**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

October 6, 2005

(Date)


Signature of Person Mailing Correspondence

Jo Ann Breen

Typed or Printed Name of Person Mailing Correspondence

CC:



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/526,288	Paul A Kurth	KUR1.Pau.04.US 07 US

23386
 MYERS DAWES ANDRAS & SHERMAN, LLP
 19900 MACARTHUR BLVD.,
 SUITE 1150
 IRVINE, CA 92612

INTERNATIONAL APPLICATION NO.	
PCT/US03/27291	
IA. FILING DATE	PRIORITY DATE
08/28/2003	09/05/2002

CONFIRMATION NO. 6276
 371 FORMALITIES LETTER
 OC000000016841428
 OC000000016841428

Date Mailed: 08/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/01/2005
- Copy of the International Search Report filed on 03/01/2005
- U.S. Basic National Fees filed on 03/01/2005
- Priority Documents filed on 03/01/2005
- Power of Attorney filed on 03/01/2005

Received

AUG 30 2005

Myers Dawes Andras & Sherman

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

Docket Date: 8-30-05
 Due Date: 10-25-05
 6 Month Date: 2-27-06
 Initials: W

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,288	PCT/US03/27291	KUR1.Pau.04.US

FORM PCT/DO/EO/905 (371 Formalities Notice)